AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–66174; File No. SR–CBOE–2012–003]

Self-Regulatory Organizations; Chicago Board Options Exchange, Incorporated; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Amend Its Fees Schedule

January 18, 2012.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the ''Act''),[1] and Rule 19b–4 thereunder,[2] notice is hereby given that on January 5, 2012, the Chicago Board Options Exchange, Incorporated (the ''Exchange'' or ''CBOE'') filed with the Securities and Exchange Commission (the ''Commission'') the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of the Substance of the Proposed Rule Change

The Exchange proposes to amend its Fees Schedule. The text of the proposed rule change is available on the Exchange's Web site (*http://www.cboe.org/legal*), at the Exchange's Office of the Secretary, and at the Commission's Public Reference Room.

II. Self-Regulatory Organization's Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of those statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and the Statutory Basis for, the Proposed Rule Change

1. Purpose

The Exchange proposes to amend its Fees Schedule's Volume Incentive Program (the ''Program''), which was implemented on January 1, 2012.[3] The Program credits Trading Permit Holders (''TPHs'') certain per contract amounts resulting from each public customer (''C'' origin code) order transmitted by that TPH which is executed electronically on the Exchange in all multiply-listed option classes (excluding QCC trades), provided the TPH meets certain volume thresholds in a month. The volume thresholds are calculated based on the customer contracts per day (''CPD'') entered and executed over the course of the month.[4] However, the description of the Program does not discuss the results of a circumstance in which there is a CBOE System outage or other interruption of electronic trading on CBOE. Any such interruption would prevent TPHs from electronically executing public customer orders in multiply-listed classes, which would in turn inhibit TPHs from executing enough of those orders to reach the volume thresholds that would allow them to qualify for the credit tiers. As such, the Exchange proposes to add a stipulation that in the event of a CBOE System outage or other interruption of electronic trading on CBOE, the Exchange will take into account, on a pro rata basis, the length of time of the interruption for purposes of calculating the contracts per day (the ''Stipulation'').

For example, consider a situation in which a month has twenty trading days, but a CBOE System outage occurs for one-half of one trading day, and a TPH electronically executes 1,980,000 public customer contracts during that month. Currently, without the Stipulation, the TPH's CPD for the month would be 99,000 (1,980,000 public customer contracts divided by 20 trading days), which would not qualify the TPH for any credits under the Program (as the lowest ($0.05 per contract) credit tier begins at 100,001 CPD). However, with the Stipulation, the Exchange would consider there to have been 19.5 trading days in the month (accounting for the ½ day during which there was a System outage that prevented electronic trading). The TPH's CPD for the month would then be 101,538 (1,980,000 public customer contracts divided by 19.5 trading days), and contracts 100,001 through 101,538 (so, 1,538 contracts per day) would qualify for the $0.05 per contract rebate, so the TPH would receive a credit of $1499.50 (1,538 contracts per day multiplied by 19.5 trading days in the month multiplied by $0.05 per contract credit).

The purpose of this proposed change is to prevent a TPH from failing to meet a credit threshold if the reason for such failure was a CBOE electronic trading interruption.

2. Statutory Basis

The proposed rule change is consistent with Section 6(b) of the Act[5] in general, and furthers the objectives of Section 6(b)(5)[6] of the Act in particular, in that it is designed to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest. Stipulating that in the event of a CBOE System outage or other interruption of electronic trading on CBOE, the Exchange will take into account, on a pro rata basis, the length of time of the interruption for purposes of calculating the contracts per day perfects the mechanism of a free and open market and protects investors by ensuring that TPHs are not prevented from receiving credits under the Program through no fault of their own.

B. Self-Regulatory Organization's Statement on Burden on Competition

CBOE does not believe that the proposed rule change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

No written comments were solicited or received with respect to the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The proposed rule change is designated by the Exchange as establishing or changing a due, fee, or other charge, thereby qualifying for effectiveness on filing pursuant to Section 19(b)(3)(A) of the Act[7] and subparagraph (f)(2) of Rule 19b–4[8] thereunder. At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of

[1] 15 U.S.C. 78s(b)(1).

[2] 17 CFR 240.19b–4.

[3] *See* Securities Exchange Act Release No. 66054 (December 23, 2011), 76 FR 82332 (December 30, 2011) (SR–CBOE–2011–120).

[4] *See* Exchange Fees Schedule, Section 21.

[5] 15 U.S.C. 78f(b).

[6] 15 U.S.C. 78f(b)(5).

[7] 15 U.S.C. 78s(b)(3)(A).

[8] 17 C.F.R. 240.19b–4(f)(2).

investors, or otherwise in furtherance of the purposes of the Act.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's Internet comment form (*http://www.sec.gov/rules/sro.shtml*); or
- Send an email to *rule-comments@sec.gov.* Please include File Number SR–CBOE–2012–003 on the subject line.

Paper Comments

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549–1090.

All submissions should refer to File Number SR–CBOE–2012–003. This file number should be included on the subject line if email is used.

To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (*http://www.sec.gov/rules/sro.shtml*). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for Web site viewing and printing in the Commission's Public Reference Room on official business days between the hours of 10 a.m. and 3 p.m. Copies of such filing also will be available for inspection and copying at the principal offices of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR–CBOE–2012–003, and should be submitted on or before February 14, 2012.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.[9]

Kevin M. O'Neill,

Deputy Secretary.

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[9] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

In the Matter of Amstem Corporation, Anesiva, Inc., Balsam Ventures, Inc., and Catcher Holdings, Inc.; Order of Suspension of Trading

January 20, 2012.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of Amstem Corporation because it has not filed any periodic reports since the period ended December 31, 2009.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of Anesiva, Inc. because it has not filed any periodic reports since the period ended September 30, 2009.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of Balsam Ventures, Inc. because it has not filed any periodic reports since the period ended September 30, 2009.

It appears to the Securities and Exchange Commission that there is a lack of current and accurate information concerning the securities of Catcher Holdings, Inc. because it has not filed any periodic reports since the period ended September 30, 2007.

The Commission is of the opinion that the public interest and the protection of investors require a suspension of trading in the securities of the above-listed companies. Therefore, it is ordered, pursuant to Section 12(k) of the Securities Exchange Act of 1934, that trading in the securities of the above-listed companies is suspended for the period from 9:30 a.m. EST on January 20, 2012, through 11:59 p.m. EST on February 2, 2012.

By the Commission.

Elizabeth M. Murphy,

Secretary.

[FR Doc. 2012–1455 Filed 1–20–12; 11:15 am]

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DEPARTMENT OF TRANSPORTATION

Meeting and Webinar on the Active Traffic and Demand Management and Intelligent Network Flow Optimization Operational Concepts; Notice of Public Meeting

AGENCY: Research and Innovative Technology Administration, U.S. Department of Transportation.

ACTION: Notice.

The U.S. Department of Transportation (USDOT) Intelligent Transportation System Joint Program Office (ITS JPO) will host a series of free public meetings and webinars to obtain stakeholder input on the Active Traffic and Demand Management (ADTM) and Intelligent Network Flow Optimization (INFLO) operational concepts. The ADTM meeting is scheduled for February 7, 2012, 8:30 a.m. to 4:30 p.m. followed by the INFLO meeting on February 8, 2012, 8:30 to 4:30 p.m. The location for both meetings is the Hall of States, 444 North Capitol Street NW., Washington, DC 20001, (202) 624–5490.

Persons planning to attend any part of the public meetings and/or webinars should register by January 31, 2012 using the following link: *http://www.itsa.org/index.php?option=com_forme&fid=7.* For additional questions, please contact Tyler Messa at *tmessa@itsa.org.*

Background

INFLO is a collection of high-priority transformative applications identified by the USDOT's Mobility program that relate to improving roadway throughput and reducing crashes through the use of frequently collected and rapidly disseminated multi-source data drawn from connected travelers, vehicles, and infrastructure. The program's goal is to support the research and refinement of the INFLO bundle of applications and the potential deployment of an operational system.

ATDM involves market-ready technologies and innovative operational approaches for managing traffic congestion within the existing infrastructure. The vision for ATDM research is to allow transportation agencies to increase traffic flow, improve travel time reliability, and optimize available capacity throughout the transportation network.

Issued in Washington, DC, on the 18th day of January 2012.

John Augustine,

Managing Director, ITS Joint Program Office.

[FR Doc. 2012–1321 Filed 1–23–12; 8:45 am]

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